

AMENDED IN ASSEMBLY JUNE 1, 1999
AMENDED IN ASSEMBLY MAY 18, 1999
AMENDED IN ASSEMBLY APRIL 29, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 1450

Introduced by Assembly Member Calderon

February 26, 1999

An act to amend Sections 39604 and 39659 of the Health and Safety Code, relating to air pollution.

LEGISLATIVE COUNSEL'S DIGEST

AB 1450, as amended, Calderon. Air quality.

(1) Existing law requires the State Air Resources Board to submit a biennial report to the Governor and the Legislature on the air quality conditions and trends statewide and on the status and effectiveness of state and local air quality programs, including specified information regarding the status of certain programs. Existing law, the Air Toxics “Hot Spots” Information and Assessment Act of 1987, requires the Office of Environmental Health Hazard Assessment to establish guidelines for the health risk assessment that certain facilities, as designated by an air pollution control district or an air quality management district, are required to prepare under the act.

This bill would require the state board to include, in the biennial report, a summary on the implementation of that act. *The bill would also authorize the state board to evaluate and*

report to the Legislature, by January 1, 2001, on the existence and type of airborne contaminants that the state board is not authorized to regulate but that the state board determines should be regulated to protect the public health and the environment.

(2) Existing law authorizes the state board and the districts to adopt regulations that are necessary to establish, implement, and enforce programs for the regulation of toxic air contaminants, and to adopt regulations to meet specified requirements of the federal Clean Air Act.

This bill would make technical, nonsubstantive changes to those provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 39604 of the Health and Safety
2 Code is amended to read:

3 39604. (a) Notwithstanding Section 7550.5 of the
4 Government Code, the state board shall submit to the
5 Governor and the Legislature, not later than January 1,
6 1985, and every two years thereafter, a biennial report on
7 air quality conditions and trends statewide and on the
8 status and effectiveness of state and local air quality
9 programs.

10 (b) The report shall include, but not be limited to, all
11 of the following:

12 (1) A review of air quality trends in each air basin over
13 the most recent five-calendar-year period for which a
14 complete data record is available.

15 (2) A statement of the number of violations of air
16 quality standards which occurred in each air basin over
17 the most recent two calendar years for which a complete
18 data record is available, and a comparison of the number
19 of violations to those in prior years.

20 (3) A listing of any changes in state ambient air quality
21 standards adopted by the board over the previous two
22 calendar years.



1 (4) A summary of the results of research projects
2 concluded during the previous two years, the status of
3 current research projects, and the conduct of the
4 research program pursuant to Section 39703.

5 (5) A summary of any actions taken by the state board
6 to assume the powers of districts under Section 39808.

7 (6) A summary of the effects of any significant federal
8 actions over the previous two years which have affected
9 state air quality or air quality programs.

10 (7) A summary of the status of the state
11 implementation plan for achieving and maintaining
12 ambient air quality standards.

13 (8) A summary of the state board's actions in the
14 previous two calendar years to control toxic air pollutants
15 pursuant to Chapter 3.5 (commencing with Section
16 39650).

17 (9) A summary of actions of the state board in
18 controlling emissions from motor vehicles during the
19 previous two-year period.

20 (10) A summary of significant actions taken by districts
21 to control emissions from nonvehicular sources during
22 the previous two-year period. This summary shall not
23 include a district by district analysis for each district in the
24 state, but shall include an overall analysis.

25 (11) A list of recommendations for legislation or
26 administrative actions to resolve specific air quality
27 problems in the state.

28 (12) A summary of the state boards' implementation
29 of the Air Toxics "Hot Spots" Information and Assessment
30 Act of 1987 (Part 6 (commencing with Section 44300)).

31 *(c) In addition to the biennial report required by*
32 *subdivision (a), the state board may evaluate and report*
33 *to the Legislature, by January 1, 2001, on the existence*
34 *and type of airborne contaminants, including pathogens,*
35 *that the state board is not authorized to regulate under*
36 *current law, but that the board determines should be*
37 *regulated to adequately protect the public health and the*
38 *environment.*

39 SEC. 2. Section 39659 of the Health and Safety Code
40 is amended to read:

1 39659. (a) The state board and the districts may
2 adopt regulations that do both of the following:

3 (1) Impose monitoring requirements, establish
4 procedures for issuing, reissuing, and enforcing permits,
5 and take any other action that may be necessary to
6 establish, implement, and enforce programs for the
7 regulation of hazardous air pollutants that have been
8 listed as toxic air contaminants pursuant to subdivision
9 (b) of Section 39657.

10 (2) Meet the requirements of subsection (l) of Section
11 112 and Section 502 of the federal act (42 U.S.C. Secs.
12 7412(l) and ~~7661(a)~~ 7661(a)) and the guidelines and
13 regulations adopted by the Environmental Protection
14 Agency pursuant to those sections.

15 (b) In adopting regulations pursuant to subdivision
16 (a), the state board and the districts shall, to the extent
17 necessary to ensure that the requirements of the federal
18 act are met, use the definitions contained in subsection
19 (a) of Section 112 of the federal act (42 U.S.C. Sec.
20 7412(a)).

